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OFFICE OF PETITIONS

In re Application of :
Sadarangani et al. :
Application No.: 10/524388 : **DECISION ON**
Filing or 371(c) Date: 09/07/2005 : **PETITION**
Attorney Docket Number: 047935/288415 :

This is a decision in response to the "Request for Reconsideration of Petition under 37 C.F.R. 1.181," filed February 16, 2009.

The application became abandoned for failure to timely file a reply within the meaning of 37 CFR 1.113 to the final Office action of February 28, 2008. The proposed reply required for consideration of a petition to revive must be a Notice of Appeal (and appeal fee required by 37 CFR 41.20(b)(2), an amendment that *prima facie* places the application in condition for allowance, a Request for Continued Examination and submission (37 CFR 1.114), or the filing of a continuing application under 37 CFR 1.53(b). See MPEP 711.03(c)(III)(A)(2). Accordingly, the date of abandonment of this application is May 29, 2008.

This Petition is hereby granted.

With the present request for reconsideration of petition, Applicant has demonstrated non-receipt of the Office action by a preponderance of the evidence.

In view of the foregoing, the petition is granted. The holding of abandonment is hereby withdrawn. No petition fee has been charged and none is due.

The application will be referred to the Technology Center Art Unit 2834 for re-mailing of the Office action and re-setting the period for reply.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3232.

/Derek L. Woods/
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